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December 2, 2022

BY ECF

Honorable John G. Koeltl
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: *City of Almaty, Kazakhstan, et ano. v. Mukhtar Ablyazov, et al.,*
Case No. 15 Civ. 5345 (JGK) (KHP)

Dear Judge Koeltl:

Pursuant to the Court's November 14, 2022, order, I attach BTA's fifth list of exhibits, along with Triadou's objections and BTA's responses for the Court's consideration.

Thank you for your consideration.

Respectfully,

/s/ Matthew L. Schwartz
Matthew L. Schwartz

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

CITY OF ALMATY, KAZAKHSTAN and BTA
BANK JSC,

Crossclaim Plaintiffs,

- against -

MUKHTAR ABLYAZOV, VIKTOR
KHRAPUNOV, ILYAS KHRAPUNOV, and
TRIADOU SPV S.A.,

Crossclaim Defendants.

ECF Case

No. 1:15-cv-05345 (JGK) (KHP)

**PLAINTIFF BTA BANK JSC'S FIFTH LIST OF EXHIBITS, TRIADOU SPV S.A.'S
OBJECTIONS, AND BTA'S RESPONSES**

Plaintiff BTA Bank JSC ("BTA") and Defendant Triadou SPV S.A. ("Triadou") respectfully submit the following fifth list of exhibits to potentially be offered by BTA during the trial in this case; Triadou's objections to those exhibits; and BTA's responses.

I. Exhibits Shared by BTA on November 30, 2022

BTA's Proposed Exhibits	Triadou's Objections	BTA's Response
Martin Dowd		
PTX 598		
PTX 599		
PTX 605		
PTX 607		
PTX 609		
PTX 610		
PTX 612		
PTX 613		
PTX 614		
PTX 615		
PTX 616		
Felix Sater		
PTX 337		
PTX 424		
PTX 433		
PTX 503		
PTX 527		
PTX 539		
PTX 540		
PTX 549		
PTX 619		
PTX 620		
PTX 622		
PTX 630		
PTX 631		
PTX 632	FRE 403 (unfair prejudice as to unsubstantiated allegations; unfair prejudice, confusing, and misleading where it discusses Viktor Khrapunov's alleged misconduct); FRE 802; FRE 805; Foundation	<u>802, 805</u> : Not offered for its truth. This document was sent to Daniel Ridloff at his @sdg-if.com account. This document demonstrates that following the purported sale to Phillippe Glatz, SDG was aware of serious concerns about the Khrapunov and Ablyazov family's source of wealth, and the legitimacy of the sale of SDG to Glatz. This document further demonstrates that any third party who conducted basic due diligence on Triadou and

		<p>SDG would have been aware of these concerns.</p> <p><u>403</u>: For the reasons just given, this document is highly relevant. This document does not appear to contain information different in kind about Ablyazov, Khrapunov, or Glatz than that which has already been admitted in evidence, so it is unclear how it could be unfairly prejudicial.</p> <p><u>Foundation</u>: It is not clear what Triadou's foundation objection is. This is a document sent by Ridloff from his SDG e-mail account.</p>
PTX 653		
PTX 654		
PTX 659		
PTX 666		
PTX 667		
PTX 668		
PTX 670		
PTX 672		
PTX 673		
PTX 682		
PTX 689		
Cesare Cerrito		
PTX 414		
PTX 427		
PTX 445		
PTX 449		
PTX 461		
PTX 469		
PTX 478		
PTX 500		
PTX 581		